

Dwight Thomas

Plaintiff

FEB 21 2008
Feb 21, 2008

Percy Coleman

MICHAEL M. DOBBINS
CLERK, U.S. DISTRICT COURT

Defendants

IN THE UNITED STATES DISTRICT COURT OF
NORTHEASTERN DISTRICT OF ILLINOIS
EASTERN DIVISION

NO. 07C6798

HON. Milton I Shadur

Judge presiding

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ex parte
portionDwight Thomas prose in support of Motion for temporary Release and preliminary Injunction, plaintiff

I have attached a copy of parole being released from Galesburg Correctional Center otherwise known as the Hill while in Kane County 4/4/05, I also have a parole of 7/12/05 which I already sent ~~check~~ a copy of but all cases was ran together as you can see, but warrant was issued 4/15/07 for parole and in actuality I was off parole but as a result I am currently incarcerated and parole is in Criminal case Discovery and I am being denied my right to a speedy trial cause now I have to wait for a court order to be released or a verdict in civil Court to straighten out the matter, either way I am not being detained to await trial so in support of my Motion for temporary Release I state these facts.

① In Constitution of Illinois Bill of rights Article 1 Section 12. States, "Rights to Remedy and justice" States every person shall find a certain remedy in the laws for all injuries and wrongs in which he recieves to his person, privacy, property or reputation. he shall obtain justice by law, freely, completely and promptly.

② In Constitution of Illinois Bill of right Article 1 - sec 1-24 8. States. "Rights after Indictment" In criminal prosecution, the accused shall have the right to appear and defend in person and by Counsel; to demand the nature and Cause

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of the accusation and have a copy thereof: to meet the witness face to face and to have process to compel the attendance of witnesses in his behalf; and to have a speedy trial public by an impartial jury of the county in which the offense is alleged to have been committed.

③ Constitution of Illinois Bill of rights sec 1-24 Article 1

2. "Due Process and equal protection" states no person shall be deprived of life, liberty, or property without due process of Law nor be denied equal protection of the laws.

④ United States Constitutional Amendment

8. States Excessive bail shall not be required nor excessive Fines imposed, nor cruel and unusual punishments inflicted.

⑤ United State Constitutional Amendment

13. Section 1 States Neither slavery nor involuntary servitude, except as a punishment for crime where of the party shall have been duly convicted shall exist within the united states or any place subject to there jurisdiction.

6. U S V Sine 461 Fsupp 565; and Rado V Manson 438 Fsupp 349 State that Federal Court can issue release in state Court although criminal Case is not in Federal Court.

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7. United States V Alston 420 F2d 176 states court doesn't need absolute certainty which would be only a disguised way of compelling commitment in advance of judgement.

8. ¶ parole violated ex post facto and should've been no parole at all stated in U.S. V Behnez had 907 F2d 896. However a district court is not permitted to revoke a persons supervised release, order a term of imprisonment and then order another term of supervised release and I have proff of parole from 4/4/05 and a term of imprisonment in Pinckneyville Correctional Center and another term of parole 7/12/05

9. I have stayed in Chicago Illinois 27 years and if released will attend school and settle in a home in vromment at 11818 S. Karlov, Alsip Illinois, 60803 were family is established and grounded and under no circumstances will Dwight Thomas prose Counsel violate his conditions of release and will be present at every court date and I have witnesses who can vach for residence and these statement of facts, Tenita Tucker, 11818 S. Karlov Alsip IL 60803 tell # (773) 239-1074 cell # (773) 983-4390 Relationship: Childs mother Fiance

Theresa Thomas, 12113 S Laffayette Chicago IL, 60628 tell # (773) 821-6535 cell # (773) 551-8916 Relationship: Mother

p4084

10. Also the mail system in Cook Count jail violates rights to Dwight Thomas prose Counsel by sending Legal mail back to sender after in fact Dwight Thomas is in custody of Cook County Jail and all information was correct I have attached exhibit 1 copie of mail, Cook County isnt trust worthy of giving Dwight Thomas prose Counsel his mail and makes situation imposible to represent myself in present civil suit Case # 07C6798 while in custody of Cook County jail, and Dwight Thomas prose Counsel asks to be released from Cook County jail until matters are resolved with civil suit case # 07C6798

"Respectfully Submitted"

Dwight Thomas pro se Counsel

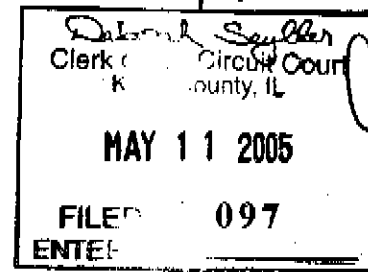
By Dwight Thomas
Dwight Thomas
Cook Count jail
2007-002-7409
PO/Box 089002
Chicago IL, 60608

IN THE CIRCUIT COURT OF THE SIXTEENTH JUDICIAL CIRCUIT KANE COUNTY, ILLINOIS

Case No.

03 CF 1492

People Plaintiff(s)	Dwight Thomas Defendant(s)
Orland Plaintiff(s) Atty.	Hawkins by Hubert Defendant(s) Atty.
Judge <u>Gooden</u>	Court Reporter
Deputy Clerk	
A copy of this order <input type="checkbox"/> should be sent <input type="checkbox"/> has been sent	
<input type="checkbox"/> Plaintiff Atty. <input type="checkbox"/> Defense Atty. <input type="checkbox"/> Other	



File Stamp

JUDGMENT ORDER Illinois Department of Corrections

Nunc pro tunc to 5/14/05

Crime For Which Defendant Convicted: Attempt Unlawful
Delivery of Controlled Substance - C.2
Chapter and Section: 720 ILCS 570/401 (1)(2);
720 ILCS 5/2-4
Date of Offense: 10/11/02

Credit for Time Served:
☒ Kane County Jail:
42 Day(s) Month(s) ☐ NONE
☒ Other Credit: Last County / IDOC
(Type/Place/Agency)
242/118 Day(s) Month(s) ☐ NONE

Costs of These Proceedings:
Fine \$
Sheriff's Costs \$
Sub-total \$ (A)
Bond on Deposit \$
Less 10% (if applicable) (\$)
Credit Amount (\$) (B)
BALANCE DUE (A-B) \$
Balance Due:
☒ Instant ☐ (date)

Sentence of the Court:
 Day(s) 36 Month(s) ☐ NONE
☒ Concurrent ☐ Consecutive with Case Number(s):
Kane County 04 CF 1747 and
Last County 04 CR 1167001
☒ Finding of guilty but mentally ill
Municipality of Arrest (if over 25,000 pop.):
Alton

THE COURT being advised in the premises:

IT IS HEREBY ORDERED that the defendant named herein is guilty of the crime set forth in this case; and,

IT IS FURTHER ORDERED that the defendant be given credit for such time served as determined by the Court; and, that the defendant pay all costs of these proceedings.

NOW, THEREFORE, is Ordered, Adjudged and Decreed that the defendant be sentenced to the Illinois Department of Corrections for the crime he/she stands convicted, for a term of days, months or years as set forth herein; and,

FURTHER, that the defendant be taken from the bar of this Court to the Kane County Jail, and from there, by the Sheriff of Kane County, to the nearest reception and classification center of the Illinois Department of Corrections, and the Illinois Department of Corrections is hereby required and commanded to take the body of the defendant and confine him/her in a Penitentiary or State Penal Farm, according to the law, from and after delivery thereof until discharged according to law, provided such term of imprisonment shall be not less than nor more than the term of days, months or years for which the defendant stands convicted.

Date:

Judge:

A true copy of the original on file in my office.

Attested to this:

May 11, 2005
DEBORAH SEYLLER
Clerk of the Circuit Court
Kane County, Illinois

By

Deputy Clerk



4-B68

DC 1329

MERITORIOUS GOOD TIME WHEN SENTENCE IS DETERMINATE UNDER 1978 LAW

NAME Dwight Thomas NUMBER RC 841 DATE 11-05

(STEP 1)

Yr. Mo. Day

02-10 mst(Meritorious Good Time Awarded
By The Director On 10-05)

70 mst

(STEP 2) (MITTIMUS NUMBER 030 F 417)

PROJECTED OUT DATE

Yr. Mo. Day

05-03-22

(Custody Date)

+ 1-16

(Sentence Less G.C.C.)

05-04-22(Projected Out Date or
PRB Projected Out Date)

+ or -

(Previous Time - Lost/Awarded)

05-04-22

(Projected Out Date)

- 02-10

(Meritorious Good Time)

05-07-12

(Adjusted Projected Out Date)

(NOTATION)

Yr. Mo. Day

(Recustody Date)

(Bond, Escape, Etc.)

(Time Lost)

Adj. Proj. Out Date 7-12-05 Terminal Operator _____
Calculated By 28 Date Entered _____DC 1329 (Rev.10/96)
IL 426-00529

ILLINOIS DEPARTMENT OF CORRECTIONS
PRISONER REVIEW BOARD

Parole or Mandatory Supervised Release Agreement (cont.)

I, Dwight Thomas, committed to and/or under the custody of the Illinois Department of Corrections, do hereby acknowledge that I have carefully read, or have had read to me, and do clearly understand the contents and conditions of the above rules governing the conduct of parolees and mandatory supervised releasees and any Prisoner Review Board orders or orders of another releasing authority, and I do hereby agree to comply with same. I do further agree that should I be charged with a violation of my Illinois parole or release and should I be in another state, I hereby waive extradition and I do not resist being returned to an Illinois State correctional center.

I also understand that if I am being released pursuant to 730 ILCS 5/3-3-10, this agreement as herein stated is applicable to me.

Signed: 4th day of April, 2005 x Dwight Thomas
Signature of Parolee or Mandatory Supervised Releasee

Print Name of Parent or Legal Guardian if applicable

Signature of Parent or Legal Guardian if applicable

Sgt. Russell #673
Print Name of Witness

Sgt. Russell #673
Signature of Witness

4/4/05
Date



**Cook County Department of Corrections
RECORDS OFFICE**

2700 S. California
Chicago, Illinois 60608
TX: (773) 869-6810
FAX: (773) 869-7292

VERIFICATION OF INCARCERATION

CCDOC Number: 07.0627409 Date: 1.31.08
Regarding: Thomas Dwight Date of Birth: 7-4-80
Social Security Number: 354 783809

To whom it may concern:

Pursuant to your request, the following information is submitted:

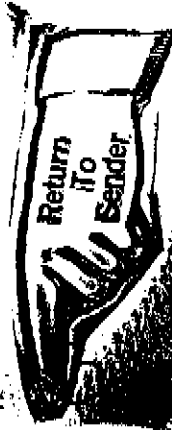
Date entered the Cook County Department of Corrections: 4-15-07
Date released: In Custody How released: In Custody
Case/Indictment# OTCR 1037H Case/Indictment# OTCR 17329
Charge(s): 1st Degree Murder Charge(s): 1st Degree Murder
Disposition: Notte Disposition: Case Pending
Disposition Date: 9-10-07 Disposition Date: 2-22-08

<u>TJ039377</u>	<u>DWRL</u>	<u>TCSS</u>
<u>TD009181</u>	<u>DWRL</u>	<u>TCSS</u>
<u>X</u>	<u>X</u>	<u>X</u>
<u>X</u>	<u>X</u>	<u>X</u>

Form completed by: Davenport

OFFICE OF
CLERK OF THE U.S. DISTRICT COURT
PRISONER CORRESPONDENCE
UNITED STATES COURT HOUSE
219 SOUTH DEARBORN STREET
CHICAGO, ILLINOIS 60604

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300



049J82032773

\$00.410

01/07/2008

Mailed From 60604
US POSTAGE



neopost

Evigby Thomas
#1007-0027403
P.D. 800890
Chicago, IL 60608

RECEIVED
JAN 17 2008
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT
60604-3002

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CLERK, U.S. DISTRICT COURT

60604-3002